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Attorney for Plaintiff

Attorneys Defendant for Alameda Research LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

BITCOIN MANIPULATION ABATEMENT
LLC,

Plaintiff,

v.

FTX TRADING LTD, ALAMEDA RESEARCH
LLC, ALAMEDA RESEARCH LTD (BVI),
SAMUEL BANKMAN-FRIED, GARY WANG,
ANDY CROGHAN, CONSTANCE WANG,
DARREN WONG AND CAROLINE ELLISON,

Defendants.

Case No.: 4:19-cv-07245-HSG

**JOINT STIPULATION FOR
EXTENSION OF TIME FOR
DEFENDANT ALAMEDA RESEARCH
LLC TO RESPOND TO COMPLAINT**

Dept: Courtroom 2 – 4th Floor
Judge: Hon. Haywood S. Gilliam, Jr.

1 The undersigned counsel for Plaintiff Bitcoin Manipulation Abatement LLC (“Plaintiff”)
2 and Defendant Alameda Research LLC (“Alameda”) hereby stipulate and agree, pursuant to Civil
3 Local Rule 6-1(a), as follows:

4 WHEREAS, on November 2, 2019, Plaintiff filed its complaint alleging thirteen causes of
5 action against nine defendants, Dkt. No. 1;

6 WHEREAS, on November 4, 2019, Plaintiff filed its first amended complaint (“FAC”),
7 Dkt. No. 3, and filed a corrected FAC on November 8, 2019, Dkt. No. 8;

8 WHEREAS, Alameda LLC was served with the FAC on November 8, 2019, Dkt. No. 16,
9 making its responsive pleading due November 29 (the day after Thanksgiving);

10 WHEREAS, Alameda LLC is the only defendant served thus far, with the other eight
11 defendants having not been served;

12 WHEREAS, Plaintiff and Alameda have met and conferred regarding a briefing schedule
13 for Alameda’s anticipated motion to dismiss and a consolidated briefing and case management
14 schedule for all defendants, but to date have been unable to reach agreement;

15 WHEREAS, in order to provide the parties time to further meet and confer, Alameda has
16 requested and Plaintiff has agreed to an extension of time for Alameda to move or respond to the
17 FAC to December 13, 2019;

18 WHEREAS, extending Alameda’s time to move or respond to the FAC to December 13,
19 2019, will not alter the date of any event or deadline already fixed by Court order;

20 WHEREAS, Alameda and Plaintiff enter into this stipulation without prejudice to either
21 party’s ability to seek (or oppose) relief from the Court relating to a consolidated briefing
22 schedule by which Alameda and the other named defendants in this case—Alameda Research
23 LTD (BVI), FTX Trading LTD, Samuel Bankman-Fried, Gary Wang, Andy Croghan, Constance
24 Wang, Darren Wong and Caroline Ellison—would file motions to dismiss the FAC at the same
25 time and after all named defendants have been served, and without prejudice to either party’s
26 ability to seek (or oppose) a request for an order from this Court rescheduling the date for the
27 February 4, 2020 case management conference and associated deadlines;

28 WHEREAS, by entering into this stipulation, the parties do not waive, and expressly

1 reserve, all rights and defenses they may have in this action, including, without limitation,
2 personal jurisdiction defenses.

3 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the parties,
4 through their respective counsel that the deadline for Alameda to move to dismiss the FAC shall
5 be December 13, 2019.

6 **IT IS SO STIPULATED.**

7 Dated: November 18, 2019

FENWICK & WEST LLP

9 By: /s/ Michael S. Dicke

10 Michael S. Dicke
mdicke@fenwick.com
11 Attorneys for Defendant
Alameda Research LLC

12 Dated: November 18, 2019

13 CONSENSUS LAW

14 By: /s/ Pavel Pogodin

15 Pavel I. Pogodin, Ph.D
pp@consensuslaw.io
16 Attorneys for Plaintiff
Bitcoin Manipulation Abatement LLC

17
18 **ATTESTATION PURSUANT TO LOCAL RULE 5-1(i)(3)**

19 I, Michael S. Dicke, am the ECF User whose identification and password are being used
20 to file this **JOINT STIPULATION FOR EXTENSION OF TIME FOR DEFENDANT**
21 **ALAMEDA RESEARCH LLC TO RESPOND TO COMPLAINT.** In compliance with Civil
22 Local Rule 5-1(i)(3), I hereby attest that all signatories have concurred in this filing.

23 Dated: November 18, 2019

FENWICK & WEST LLP

25 By: /s/ Michael S. Dicke

26 Michael S. Dicke
mdicke@fenwick.com
27 Attorneys for Defendant
Alameda Research LLC